

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q93395

Hiroyuki ATAKE

Appln. No.: 10/569,229

Group Art Unit: 1791

Confirmation No.: 7824

Examiner: Amjad A ABRAHAM

Filed: February 23, 2006

For: APPARATUS AND METHOD FOR MOLDING OF DECORATIVE MOLDED  
ARTICLE

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

MAIL STOP AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Applicant received a Notice of Non-Compliant Amendment dated September 17, 2009.

The Notice maintains that the claim section of the July 16, 2009 Amendment does not list the entire text of the pending claims and each claim has not been provided with a proper status identifier. Applicant submits, however, that a Response was filed on July 16, 2009, not an Amendment. The filing is clearly labeled as a "Response" on page 1 and does not include any listing of claims. Since the filing was merely a "Response" without any claim amendments, the present Notice of Non-Compliant Amendment was clearly issued in error.

Although the July 16, 2009 Response is viewable via the USPTO PAIR system, Applicant is providing herewith a courtesy copy of the Response as previously filed. Applicant respectfully requests that the Notice of Non-Compliant Amendment be withdrawn.

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Attorney Docket No.: Q93395

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The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

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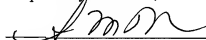
WASHINGTON OFFICE

**23373**

CUSTOMER NUMBER

Date: September 24, 2009

Respectfully submitted,



Allison M. Tulino

Registration No. 48,294

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**RESPONSE UNDER 37 C.F.R. § 1.111**

**MAIL STOP AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated April 28, 2009, please consider the remarks as submitted herewith on the accompanying pages.

**REMARKS**

Claims 1-5 have been examined and have been rejected under 35 U.S.C. § 103(a).

**I. Rejections under 35 U.S.C. § 103(a) in view of in view of U.S. Publication No. 2001/0028129 to Oono et al. ("Oono") and JP 09039025 to Kobayashi et al. ("Kobayashi") (both assigned to Dai Nippon Printing Co., Ltd.)**

The Examiner has rejected claims 1-5 under 35 U.S.C. § 103(a) as allegedly being unpatentable over Oono in view of Kobayashi.